



STATE OF ARIZONA
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY
GOVERNOR

EXECUTIVE OFFICE

May 7, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on May 7th, 2019:

H.B. 2059 independent oversight committees; report; website (Barto)
H.B. 2060 pharmacists; providers; drug therapy; refills (Barto)
H.B. 2083 kindergarten; survey; report. (Biasiucci)
H.B. 2113 public restrooms; changing stations (Griffin)
H.B. 2119 school safety; reporting (Barto)
H.B. 2589 distinguished flying cross license plates (Kavanagh)
H.B. 2602 multiple sentences for imprisonment (Finchem)
S.B. 1007 insurance; corporate governance; disclosure (Livingston)
S.B. 1018 ASRS; compensation; definition (Livingston)
S.B. 1029 qualifying physicians; opiate-dependent patients (Carter)
S.B. 1035 insurance; small employers; continuation coverage (Brophy-McGee)
S.B. 1039 pain management clinics; regulation (Brophy-McGee)
S.B. 1094 planned communities; applicability; recreational center (Borrelli)
S.B. 1186 municipalities; pension fund; transfer (Pratt)
S.B. 1304 mechanics liens; notice; applicability (Livingston)

Sincerely,

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

Senate Engrossed
FILED
KATIE HOBBS
SECRETARY OF STATE

State of Arizona
Senate
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 186
SENATE BILL 1186

AN ACT

AMENDING SECTION 9-958, ARIZONA REVISED STATUTES; RELATING TO THE FIRE FIGHTERS' RELIEF AND PENSION FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 9-958, Arizona Revised Statutes, is amended to
3 read:

4 9-958. Election to transfer excess assets from fire fighters'
5 relief and pension fund; public safety personnel
6 retirement system; alternate pension and benefit
7 plan; unfunded liability

8 A. Notwithstanding any other law, if a fire district that is
9 organized pursuant to section 48-803 and that has at least five full-time
10 firefighters, excluding firefighters employed by the fire district
11 pursuant to a contract with a corporation, elects to provide coverage to
12 its full-time firefighters under the public safety personnel retirement
13 system pursuant to section 38-851, the amount of monies accumulated
14 pursuant to this article that is in excess of the amount necessary to
15 provide benefits for volunteer firefighters may be transferred to the
16 public safety personnel retirement fund for the purposes of paying any
17 past, present or future service costs of the district attributable to the
18 full-time firefighters who are included in the public safety personnel
19 retirement system either at the time the fire district executes the
20 joinder agreement with the system or thereafter. Before transferring any
21 monies to the public safety personnel retirement fund, the fire district
22 board shall determine by actuarial procedures prescribed by the manager of
23 the fire fighters' relief and pension fund the amount necessary to fully
24 fund any benefits accrued for volunteer firefighters as of the date or
25 dates of the proposed transfer of monies authorized by this ~~section~~
26 SUBSECTION.

27 B. Excess monies in the fire fighters' relief and pension fund that
28 a fire district elects to transfer to the public safety personnel
29 retirement fund pursuant to subsection A of this section may be
30 transferred in a lump sum at the time the fire district executes its
31 joinder agreement with the public safety personnel retirement system or
32 may be transferred in installments or in any other manner allowed by the
33 fund manager of the public safety personnel retirement system.

34 C. If a fire district has monies in the fire fighters' relief and
35 pension fund in excess of the amount necessary to provide benefits for
36 volunteer firefighters and the fire district has not made an election to
37 cover its full-time firefighters under the public safety personnel
38 retirement system pursuant to section 38-851 and subsection A of this
39 section, that fire district may apply the excess monies to an alternate
40 pension and benefit plan established pursuant to article 4 of this chapter
41 by that district for the benefit of either its part-time or full-time
42 firefighters, or both. The amounts that may be transferred to the
43 alternate pension and benefit plan shall be determined in the same manner
44 as set forth in subsection A of this section.

1 D. NOTWITHSTANDING ANY OTHER LAW, A CITY OR TOWN THAT MAINTAINS A
2 FIRE FIGHTERS' RELIEF AND PENSION FUND FOR PAST OR PRESENT VOLUNTEER
3 FIREFIGHTERS, OR BOTH, OR PAST OR PRESENT PART-TIME FIREFIGHTERS, OR BOTH,
4 MAY ELECT TO TRANSFER EXCESS MONIES FROM THE FUND TO THE PUBLIC SAFETY
5 PERSONNEL RETIREMENT SYSTEM TO BE APPLIED TO ANY PAST OR PRESENT UNFUNDED
6 LIABILITY. BEFORE TRANSFERRING ANY MONIES TO THE PUBLIC SAFETY PERSONNEL
7 RETIREMENT SYSTEM, THE CITY OR TOWN SHALL DETERMINE BY ACTUARIAL
8 PROCEDURES PRESCRIBED BY THE FIRE FIGHTERS' RELIEF AND PENSION FUND BOARD
9 OF TRUSTEES THE AMOUNT NECESSARY TO FULLY FUND ANY BENEFITS ACCRUED FOR
10 PART-TIME OR VOLUNTEER FIREFIGHTERS AS OF THE DATE OR DATES OF THE
11 PROPOSED TRANSFER OF MONIES AUTHORIZED BY THIS SUBSECTION.

APPROVED BY THE GOVERNOR MAY 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2019.

Passed the House April 30, 2019,

by the following vote: 51 Ayes,

8 Nays, 1 Not Voting

[Signature]
Speaker of the House
[Signature]
Chief Clerk of the House

Passed the Senate February 14, 2019,

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate
[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1st day of May, 2019,

at 10:35 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 7th day of

May, 2019,

at 12:31 o'clock P M.

[Signature]
Governor of Arizona

S.B. 1186

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7 day of May, 2019,

at 4:01 o'clock P. M.

[Signature]
Secretary of State